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9 *Metropolitan Life Insurance Company*

10
11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13
14 GERALD SUMNER and SARAH SUMNER,
15 his wife,

16 Plaintiffs,

17 vs.

18 BORGWARNER MORSE TEC, INC., as
19 successor-by-merger to BORG-WARNER
CORPORATION, et al.,

20 Defendants.

CASE NO.: 2:16-cv-00415-RFB-VCF

District Court Case No. A-15-716039-C

21 **STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE**

22
23 The parties to this action, by and through their undersigned counsel, hereby stipulate and
24 agree that all claims and counterclaims asserted in this action, or that could have been asserted in
25 this action, against Defendant Metropolitan Life Insurance Company are hereby dismissed with
26 prejudice, each party to bear their own attorneys' fees and costs.
27
28

1 IT IS SO AGREED AND STIPULATED.

2 By: /s/ Cliff Marcek, Esq. Dated: January 5, 2017

3 Cliff W. Marcek, Esq.
4 CLIFF W. MARCEK, P.C.
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7 Jordan Roberts, Esq.
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10 Houston, TX 77027
11 *Attorneys for Plaintiffs*

12 By: /s/ Jacqueline Walton, Esq. Dated: January 5, 2017

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19 *METROPOLITAN LIFE INSURANCE COMPANY*

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1 By: /s/ Greg Marsh, Esq. Dated: January 6, 2017

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15 *Attorneys for Defendant*
16 *WHIRLPOOL CORPORATION, individually and*
17 *as successor-in-interest to ADMIRAL CORPORATION,*
18 *KITCHENAID, JENN-AIR AND MAYTAG CORPORATION*

19 **ORDER**

20 IT IS SO ORDERED:

21 
22 _____
23 RICHARD F. BOULWARE, II
24 UNITED STATES DISTRICT JUDGE

25 DATED this 11th day of January, 2017.

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